



State of Utah

GARY R. HERBERT  
Governor

GREG BELL  
Lieutenant Governor

DEPARTMENT OF TRANSPORTATION

JOHN R. NJORD, P.E.  
Executive Director

CARLOS M. BRACERAS, P.E.  
Deputy Director

Incoming  
m/011/0003  
cc: Leslie

0002

February 11, 2010

Ms. Leslie Heppler  
Department of Natural Resources  
Division of Oil, Gas and Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116

RE: High wall variance request, UDOT Beck Street Quarry, M0110003

Dear Leslie,

On October 11, 2007, your division responded to a variance request from UDOT to allow a highwall excavation as part of the permitted large mining operation. I understand that UDOT never responded to the comments and deficiencies noted in the letter from your division.

At this time, UDOT does not wish to pursue the variance, but desires to keep the existing permit active and in place. Please consider this an abrogation of our 2007 variance request. Thank you for your time and attention.

Sincerely,

L. Scott Nussbaum  
Region One Materials Engineer

RECEIVED

FEB 11 2010

Div. of Oil, Gas & Mining

0002